

MESSAGE NO: 6014301 MESSAGE DATE: 01/14/2016

MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: INJ-Injunction PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR CITE DATE:

REFERENCE 6004301  
MESSAGE #  
(s):

CASE #(s): C-570-011

EFFECTIVE DATE: 01/08/2016 COURT CASE #: 15-00090

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Amended PI on certain crystalline silicon photovoltaic products from the PRC for certain products imported into the United States by SunPower Corporation (C-570-011), court number 15-00090

1. On 01/08/2016, the U.S. Court of International Trade issued an amended preliminary injunction (PI) enjoining liquidation of entries identified in paragraph 2 below which are subject to the countervailing duty order on certain crystalline silicon photovoltaic products from the People's Republic of China (PRC) (C-570-011) for the period 06/10/2014 through 10/07/2014 and 02/10/2015 through 12/31/2015. This amended PI was issued in connection with court number 15-00090.

2. This amended PI enjoins liquidation of entries certain crystalline silicon photovoltaic products which were assembled in the PRC by SunEnergy (S.Z.) Co., Ltd. and imported into the United States by SunPower Corporation or SunPower Corporation, Systems that: (i) already have had their liquidation suspended pursuant to Department of Commerce (Department) case number C-570-011 or, subsequent to this date, will have their liquidation suspended pursuant to case no. C-570-011; and (ii) were entered, or withdrawn from warehouse, from June 10, 2014 through October 7, 2014 and February 10, 2015 through December 31, 2015; and (iii) remain unliquidated as of 5 o'clock p.m. on December 31, 2015 (i.e., the time at which the original preliminary injunction order entered in this action became effective).

3. Effective 01/08/2016 (the date the Court issued the amended PI), no liquidation may be made for entries referred to in paragraph 2 above which remain unliquidated as of 5 o'clock p.m. on 12/31/2015. Any such entries that are set for liquidation must be unset immediately. Continue to suspend liquidation of these entries until liquidation instructions are issued.

4. Effective immediately, CBP is instructed to follow the terms of the amended PI. In addition, the amended PI issued on 01/08/2016 replaces and supersedes the PI issued on 12/30/2015 (see message number 6004301, dated 01/04/2016).

5. Liquidation instructions for entries affected by this amended PI have not yet been issued.

6. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OVII:GHC.)

7. There are no restrictions on the release of this information.

Alexander Amdur

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party